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Dated: June 28, 2006

Signature: _____

(Megha Aggarwal)

Docket No.: 514712000400
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
David L. SHELTON et al.

Application No.: 10/682,331

Confirmation No.: 8299

Filed: October 8, 2003

Art Unit: 1647

For: METHODS FOR TREATING POST-
SURGICAL PAIN BY ADMINISTERING A
NERVE GROWTH FACTOR ANTAGONIST
AND COMPOSITIONS CONTAINING THE
SAME

Examiner: J. Lockard

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed May 2, 2006 (Paper No. 20060428), for which a response is due June 2, 2006. Filed herewith is a Petition and fee for a one-month extension of time, thereby extending the deadline for response to July 2, 2006. Accordingly, this response is timely filed.

Applicants hereby provisionally elect Group I (claims 1-6) for continued examination without traverse. Applicants further elect species kinase inhibitor (claims 1-6).

Applicants expressly reserve their right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application. Applicants note that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim. Applicants request that upon the allowance of a generic claim, the remainder of the species be included as permitted by 37 C.F.R. §1.141(a).

Applicants request examination of the elected subject matter on the merits.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing (514712000400). However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: June 28, 2006

Respectfully submitted,

By 

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